

INITIAL STATEMENT OF REASONS

Commission Regulations 1005, 1007, and 1008 Amend *Training and Testing Specifications for Peace Officer Basic Courses*

The Commission on Peace Officer Standards and Training (POST) proposes to amend Regulations 1005, 1007, and 1008, and sections of the document *Training and Testing Specifications for Peace Officer Basic Courses* (rev 2/1/17) to address the following changes:

- Make additional updates to curriculum as part of an ongoing review

All changes to basic academy curriculum begin with recommendations from law enforcement practitioners or, in some cases, via legislative mandates. POST then facilitates meetings with curriculum advisors and subject matter experts (SMEs) who recommend changes to existing academy curriculum. The Commission approved them at the June 23, 2016, Commission meeting, subject to the Notice of Proposed Regulatory Action process.

Additional Curriculum Updates

As part of the ongoing curriculum review, the following domains have been revised to either reflect emerging training needs, improve student learning and evaluation, or to comply with legislative mandates:

LD 18, *Investigative Report Writing*
LD 19, *Vehicle Operations*
LD 20, *Use of Force*
LD 23, *Crimes in Progress*
LD 34, *First Aid, CPR, and AED*
LD 39, *Crimes Against the Justice System*

The numbers on the attached *Legend of Recommendations* corresponds with the reference numbers on the LD pages for each topic of the *Training and Testing Specification for Peace Officer Basic Courses*. Each number explains the rationale for the amendments.

Justification – Regulation 1005, 1007 and 1008

New effective date updates the incorporation by reference statements for historical accuracy.

Significant Statewide Adverse Economic Impact Directly Affecting California Businesses, Including Small Businesses

The Commission on Peace Officer Standards and Training has made a determination that the amended regulations will not have a significant statewide adverse economic impact directly affecting California businesses, including the ability to compete with businesses in other states. The Commission on Peace Officer Standards and Training has found that the proposed amendments will have no effect on California businesses, including small businesses, because the Commission sets selection and training standards for law enforcement and does not impact California businesses, including small businesses.

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Cost Impacts on Representative Private Persons or Businesses

The Commission on Peace Officer Standards and Training is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with this proposed action.

Assessment

The adoption of the proposed regulation amendments will neither create nor eliminate jobs in the State of California and will not result in the elimination of existing businesses or create or expand businesses in the State of California.

Considerations of Alternatives

The Commission determined that there were no reasonable alternatives to the proposed regulation.

Benefits Anticipated

The specific benefits anticipated by the proposed amendments to the regulations will be to increase the effectiveness of law enforcement standards for peace officers in preserving peace, protection of public health and safety, and welfare of California. There would be no effect in regards to the environment, the prevention of discrimination, and the increase in openness and transparency in business and government.

Economic Impact Analysis

Impact of Jobs/New Business:

The Commission on Peace Officer Standards and Training has found that the proposed amendments will have no effect on California businesses, including small businesses, because the Commission sets selection and training standards for law enforcement and does not impact California businesses, including small businesses.

Assessment

The adoption of the proposed regulation amendments will neither create nor eliminate jobs in the State of California and will not result in the elimination of existing businesses or create or expand businesses in the State of California. These proposed regulations will set standards for consistency in testing across the State. This prevents an academy from making the test harder or easier.

Benefits of Proposed Regulation:

The proposed amendments of regulations will increase the effectiveness of law enforcement standards for peace officers in preserving peace, protection of public health and safety, and welfare of California.

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Specifications for Peace Officer Basic Courses

LEGEND OF RECOMMENDATIONS

**Training & Testing Specifications for
Peace Officer Basic Courses**

February 1, 2017

Page	
	Minimum Content and Hourly Requirements for Regular Basic Course (RBC) – Standard Format – Update LD 34 to include AED to comply with the Title 22 regulatory updates.
	Minimum Content and Hourly Requirements for Specialized Investigators’ Basic Course – Update LD 34 to include AED to comply with the Title 22 regulatory updates.
	Minimum Content and Hourly Requirements for Regular Basic Course (RBC) Modular Format – Module III – Update LD 34 to include AED to comply with Title 22 regulatory updates.
18-3,4	V. Required Tests, Item A – Removed POST-developed video re-enactment or scenario or equivalent in response to input from Subject Matter Experts (SMEs) and Directors/Coordinators who identified the POST-developed videos as outdated testing instruments which do not meet specific regional needs. Also removed approved by POST because it duplicated course presentation requirements as documented in the presenters certified expanded course outline. Changed accommodates to provides for clarity.
19-4	V. Required Tests, Item A– Amend to include testing with vehicles equipped with Electronic Stability Control (ESC). Many vehicles are equipped with ESC, which will not allow the vehicles to oversteer.
19-6	V. Required Tests, Item D – Amend language for clarify that four out of five attempts completes the exercise test, provide equipment specificity as well as allowable alternate equipment, and provide an appropriate minimum speed for wet surface conditions to improve student learning and evaluation.
19-7	V. Required Tests, Item E – Amend exercise tests to remove chicane, cul de sac u turn, steering course, reverse driving, braking in a turn . These slow speed exercises were removed because they were outdated and no longer used per subject matter experts.
20-6	VII. Required Tests, Item I – Amend the definitions of each of the competencies to stay consistent with the other learning domains. Added wording to include presenters must use the POST-developed Scenario Test and the POST Scenario Competency Evaluation and Grading Test Forms or presenter-developed forms approved by POST to stay consistent with the other learning domain scenario tests.
20-6,7	VII. Required Tests, Item J - Amend the definitions of each of the competencies to stay consistent with the other learning domains. They were inadvertently left off in a previous OAL package. This is being added to stay consistent and to ensure the same standards are met across the State. Added wording to include presenters must use the POST-developed Scenario Test and the POST Scenario Competency Evaluation and Grading Test Forms or presenter-developed forms approved by POST to stay consistent with the other learning domain scenario tests. This is being added to stay consistent with all testing documentation and to ensure the same standards are met across the State.

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23-4	V. Required Tests, Item B - Added wording that presenters must use the POST-developed Scenario Test and the POST Scenario Competency Evaluation and Grading Test Forms or presenter-developed forms approved by POST to stay consistent with the other learning domain scenario tests. This is being added to stay consistent with all testing documentation and to ensure the same standards are met across the State.
23-4,5	V. Required Tests, Item C – Removed the wording critical incident from the scenario test as it conflicts with the definition used in a different learning domain. Added wording to include presenters must use the POST-developed Scenario Test and the POST Scenario Competency Evaluation and Grading Test Forms or presenter-developed forms approved by POST to stay consistent with the other scenario tests. This is being added to stay consistent with all testing documentation and to ensure the same standards are met across the State.
23-5	V. Required Tests, Item D - Added wording to include presenters must use the POST-developed Scenario Test and the POST Scenario Competency Evaluation and Grading Test Forms or presenter-developed forms approved by POST to stay consistent with the other scenario tests. This is being added to stay consistent with all testing documentation and to ensure the same standards are met across the State.
34-1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11	All content changes were completed to comply the requirements of recent regulatory changes to Title 22, Division 9, Chapter 1.5, Section 100017(a) made by the Emergency Medical Services Authority (EMSA). POST collaborated with EMSA and SME's to ensure thoroughness and accuracy with regulatory and professional requirements.
34-8	VII. Required Tests, Item A, – Amend knowledge test to comprehensive, to reflect emerging training needs.
34-8	VII. Required Tests, Item B, C, D, E, F, G –Removed various tests listed as they are not tested in this learning domain therefore, do not need to be listed.
39-2	Learning Need II, Item A – Removed lynching from the Training and Testing Specifications as Penal Code Section 405b was repealed and Penal Code Section 405(a) removed the term “lynching”.